

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit	:	1797	Customer No.: 035811
Examiner	:	Bryan T. Kilpatrick	
Serial No.	:	10/593,680	
Filed	:	September 20, 2006	
Inventors	:	Yuki Takii Kunihisa Nagino Fumio Nakamura Hitoshi Nobumasa	Docket No.: TIP-06-1314 Confirmation No.: 2791
Title	:	METHOD OF AGITATING SOLUTION	

Dated: October 12, 2010

RESPONSE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is submitted in response to the Official Action dated August 11, 2010.

Claims 1-14 stand rejected under 35 USC §103 over the combination of Mazza with Sakazume. The Applicants acknowledge the Examiner's detailed comments applying the hypothetical combination against those claims. The Applicants respectfully submit, however, that even if one skilled in the art were to make that combination, the methodology resulting from that combination would still be different from the subject matter of Claims 1-14. Details follow.

The rejection frankly acknowledges that Sakazume does not disclose the use of a mixing medium such as air. The rejection implicitly acknowledges that Sakazume does not disclose sealing. With respect to Claim 5, Sakazume also fails to disclose, teach or suggest a number of convexes with top faces. Instead, the "containers" of Sakazume are conventional cylindrically-shaped vessels. Hence, there can be no disclosure of a number of convexes having top faces.

The rejection in any event turns to Mazza to cure the acknowledged deficiencies of Sakazume